

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

JORDAN DINWIDDIE,

Plaintiff,

v.

SEPHORA USA, INC., a Michigan
corporation, and CISCO DOE,

Defendants.

Case No.

COMPLAINT
(False Arrest; Discrimination)

NOT SUBJECT TO MANDATORY
ARBITRATION

PRAYER: IN AN AMOUNT NOT TO
EXCEED \$999,000
ORS 21.160(1)(c): \$594

JURY TRIAL DEMANDED

Plaintiff demands a jury trial and allege as follows:

1.

Defendant Sephora USA, Inc. (hereinafter, "Sephora") is, and at all times mentioned herein has been, a Michigan corporation engaged in the retail sale of cosmetic, beauty, and fragrance merchandise and goods, including at a store located at 413 SW Morrison Street in Portland, Oregon. Sephora conducts regular, sustained business activity in Multnomah County.

2.

Defendant Cisco Doe (hereinafter, "Cisco") is an employee of Sephora, last name unknown. At all times mentioned herein, Sephora had actual control or a right of control of Cisco and/or Cisco was an actual or apparent

1 agent of Sephora. The conduct of Cisco was within the course and scope of his
2 employment and/or agency of Sephora.

3 3.

4 On information and belief, Cisco resides in Oregon.

5 4.

6 On or about January 13, 2023, plaintiff, an African American woman,
7 was a customer at the above-mentioned Sephora. Plaintiff made a purchase
8 and exited the store. A loss prevention employee (Cisco Doe) was waiting for
9 her outside the store and stopped her, accused her of stealing, and threatened
10 to call the police. Cisco had plaintiff empty her pockets, which did not contain
11 any Sephora merchandise.

12 5.

13 Plaintiff showed Cisco her receipt and the three items she purchased.
14 After she showed her receipt, Cisco then stated, "I know what you do, you buy
15 three items, then steal two," and proceeded to search plaintiff's purse. Plaintiff
16 asked to see the security footage, but Cisco refused.

17 **FIRST CLAIM FOR RELIEF – FALSE ARREST**

18 6.

19 Plaintiff realleges and incorporates by reference paragraphs 1-5 above.

20 7.

21 The above-described stop and detention was intentional, plaintiff was
22 aware of her detention, and the detention was unlawful.

1 8.

2 As a result of the above-described detention, plaintiff suffered, continues
3 to suffer, and will in the future suffer from embarrassment, frustration, anger,
4 humiliation and a sense of increased vulnerability, all to her combined
5 noneconomic damages not to exceed \$999,000.

6 **SECOND CLAIM FOR RELIEF – DISCRIMINATION**

7 9.

8 Plaintiff realleges and incorporates by reference paragraphs 1-5 above.

9 10.

10 The above-described Sephora store is, and at all times mentioned herein,
11 has been a place of public accommodation within the meaning of
12 ORS 659A.400. At least part of the motivation for the above-described conduct
13 on the part of the employee described above was plaintiff's race.

14 11.

15 The above-described conduct violates ORS 659A.403, which prohibits
16 discrimination in places of public accommodation on account of race.

17 12.

18 Plaintiff is entitled to reasonable attorney fees pursuant to
19 ORS 659A.885.

20 13.

21 As a result of the above-described discrimination, plaintiff suffered,
22 continues to suffer, and may permanently suffer from feelings of racial
23

1 stigmatization, embarrassment, humiliation, anger, indignity, and shame, all to
2 her combined noneconomic damages not to exceed \$999,000.

3 WHEREFORE, plaintiff prays for judgment against defendants for
4 noneconomic damages in a total combined amount not to exceed \$999,000,
5 and for her attorney fees, costs, and disbursements incurred herein.

6 Dated this 7th day of March, 2023.

7 KAFOURY & MCDUGAL

8 /s/ Jason Kafoury
9 Gregory Kafoury, OSB #741663
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11 Jason Kafoury, OSB #091200
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Attorneys for Plaintiff

12 Plaintiff hereby provides notice of her intent to amend to include a claim
13 for punitive damages.
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